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PAGE 1/5 * RCVD AT 9/14/2006 4:50:26 PM [Eastern Daylight Time] * SVR:USPTO-EFXXRF-3/10 * DNIS:2738300 * CSID:617 535 3869 * DURATION (mm-ss):02-02

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: John G. Babbish, et al.
Application Number(s): 09/885,721
Filing Date: 20 June 2001
Title: COMPLEX MIXTURES EXHIBITING SELECTIVE
INHIBITION OF CYCLOGENASE-2

Examiner: Meller, Michael V.
Art Unit: 1655
Docket Number: 068911.0030
Confirmation No.: 3304

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CERTIFICATE OF MAILING OR TRANSMISSION

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Date: September 14, 2006

Jacqueline Andreu
Jacqueline Andreu

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Sir:

TRANSMITTAL LETTER

Applicants enclose herewith for filing in connection with the above-referenced patent application the following documents:

- 1) Power of Attorney to Prosecute Applications Before the USPTO;
- 2) Statement Under 37 CFR 3.73(b); and
- 3) Patent Assignment Abstract of Title

No costs are believed to be due in connection with the filing of the enclosed Response. However, please charge any necessary fees to our Deposit Account No. 50-1133.

Respectfully submitted,

Date 14 September 2006

G. Matthew McCloskey
G. Matthew McCloskey, Reg. No.: 47,025
McDermott Will & Emery LLP
28 State Street
Boston, MA 02109
Telephone: (617) 535-4049
Facsimile: (617) 535-3800

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SEP 14 2006

PTO/SB/80 (04-05)

Approved for use through 11/30/2003. OMB 0651-0035

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POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO

I hereby revoke all previous powers of attorney given in the application identified in the attached statement under 37 CFR 3.73(b).

I hereby appoint:

☒ Practitioners associated with the Customer Number:

23630

OR

☐ Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used):

Name	Registration Number	Name	Registration Number

as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

Please change the correspondence address for the application identified in the attached statement under 37 CFR 3.73(b) to:

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The address associated with Customer Number:

23630

OR

<input type="checkbox"/> Firm or Individual Name			
Address			
City	State	Zip	
Country			
Telephone			Email

Assignee Name and Address:

METAPROTEOMICS, LLC
100 Avenida La Pata
San Clemente, CA 92673

A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

SIGNATURE of Assignee of Record

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Signature	<i>Dennis A. Emma</i>	Date	6/15/06
Name	Dennis A. Emma, Ph.D.	Telephone	253-853-7232
Title	Director of Intellectual Property		

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: METAPROTEOMICS, LLCApplication No./Patent No./Control No.: 09/885,721 Filed/Issue Date: June 20, 2001Entitled: COMPLEX MIXTURES EXHIBITING SELECTIVE INHIBITION OF CYCLOOXYGENASE-2_____, a _____
(Name of Assignee) (Type of Assignee: corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest
(The extent (by percentage) of its ownership interest is _____ %)

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 012695, Frame 0107, or a true copy of the original assignment is attached.
- OR
- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
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The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
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The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Dennis A. Emma

Signature

Dennis A. Emma, Ph.D.

Printed or Typed Name

Director of Intellectual Property
Title6/15/06

Date

253.853.7232

Telephone Number

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1460, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1460, Alexandria, VA 22313-1450.

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Patent Assignment Abstract of Title

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Total Assignments: 2

Patent #: NONE

Issue Dt:

Application #: 09885721 Filing Dt: 06/20/2001

Publication #: US20030008021 Pub Dt: 01/09/2003

Inventors: John G. Babish, M. Terrence Howell

Title: Complex mixtures exhibiting selective inhibition of cyclooxygenase-2

Assignment: 1

Reel/Frame: 012695/0107

Recorded: 03/08/2002

Pages: 5

Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Assignors: BABISH, JOHN G.

Exec Dt: 07/24/2001

HOWELL, M. TERRENCE

Exec Dt: 07/20/2001

Assignee: ASHNI NATURACEUTICALS, INC.615 ARAPEEN DRIVE, #102
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Assignment: 2

Reel/Frame: 013453/0204

Recorded: 11/07/2002

Pages: 4

Conveyance: CONFIRMATION OF ASSIGNMENT OF PATENT APPLICATIONS FROM ASHNI NATURACEUTICALS, INC. TO METAPROTEOMICS, LLC

Assignor: ASHNI NATURACEUTICALS, INC.

Exec Dt: 10/18/2002

Assignee: METAPROTEOMICS, LLC100 AVENIDA LA PATA
C/O METAGENICS, INC.
SAN CLEMENTE, CALIFORNIA 92673Correspondent: KNOBBE, MARTENS, OLSON & BEAR, LLP
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